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PART I

IMPORTANT GOVERNMENT ORDERS

LOCAL SELF-GOVERNMENT SECRETARIAT

Issues instruction regarding the Dissolution of the Melkote Municipal Council.

READ—

Correspondence ending with letter No. A5. 140. C. 1604—50-51, dated the 3rd March 1952, from the Deputy Commissioner, Mandya District, Mandya, soliciting instructions for holding of re-elections for re-constituting the Melkote Town Municipal Council.

ORDER NO. L. 15174-7—ML. 40-51-6, DATED BANGALORE, THE 18TH MARCH 1952.

The elections for the reconstitution of Melkote Minor Municipal Council which consists of ten elected and five nominated (including two Ex-officio) members were held during January 1950. The Council came into being from 1st February 1950 for a period of three years. After the results of election were announced an election petition was filed by certain voters of the Municipality before the Munsiff of Srirangapatna alleging certain irregularities and illegalities in the conduct of elections and praying for the election being set aside and fresh election being ordered. After hearing the case, the Munsiff passed orders on 17th September 1951 setting aside the election of all the ten Councillors.

2. The orders of the Munsiff have to be given effect to and re-election ordered in the Municipality. But action has been taken already for the reconstitution of the Municipality under the provisions of the Mysore Town Municipalities Act of

1951 with effect from 1st April 1952 and no separate action is necessary to hold bye-election under the Minor Municipalities Act, 1933. As the election of all the elected Councillors has been set aside by the Munsiff, the Municipal Council can consist of only nominated members till the elections are complete. A Municipal Council so constituted cannot be considered as legally competent to perform the duties imposed on it. It is therefore declared under Section 206 (1) of the Mysore Town Municipalities Act, 1951, that the Melkote Town Municipal Council as at present existing is legally incompetent to perform the duties under the Act. The said Council is accordingly dissolved forthwith and directed to be constituted with effect from 1st April 1952. During the period between the dissolution and reconstitution, the Amildar, Pandavapura Taluk shall exercise under Section 206 (2) (b) of the Mysore Town Municipalities Act, 1951, all the powers and perform the duties of the Municipal Council, under the general orders of the Deputy Commissioner, Mandya District, Mandya.

3. The Deputy Commissioner, Mandya District, Mandya, is requested to take action to give effect to the above orders immediately.

K. BALASUBRAMANYAM,
Secretary to Government,
Local Self-Government Department.

FINANCIAL SECRETARIAT

Issues orders on the report of Administration of Motor Spirit (Taxation on Sales) for the year 1950-51.

READ.—

Letter No. C. 29—51-52, dated the 21st January 1952, from the Commissioner of Sales-Tax forwarding the report on the administration of the Motor Spirit (Taxation on Sales) for the year 1950-51.

ORDER No. FL. 7985-88—S.T. 68-51-2, DATED BANGALORE, THE 31ST MARCH 1952.

Administration.—This is the second year of the introduction of the Motor Spirit (Taxation on Sales) Act in Mysore. It continued to be administered by the Commissioner of Sales-Tax and Sales-Tax Officers under him.

2. *Working of the Act.*—The following are the important changes effected in the working of the Act :—

(1) Section 3-A was inserted by Mysore Act No. XI of 1950, empowering Government to make an exemption or reduction in respect of any tax payable under the Act.

(2) Certain officers of the Sales-Tax, Excise, Police, and Revenue Departments were authorised by Notification No. Fl 1751—S.T. 8-50-3, dated 26th May 1950, to inspect accounts, etc., relating to stocks of motor spirit kept by importers, wholesale and retail dealers and the stocks of motor spirit with them.

(3) Motor spirit sold for the use of motor vehicles belonging to the Palace was exempted from payment of tax by Notification No. Fl. 2828—S.T. 1-49-19, dated 30th June 1950.

(4) In respect of aviation petrol required for Civil Aviation a reduction of 50 per cent of the tax leviable was made by Notification No. Fl. 2830—S.T. 1-49-20, dated 30th June 1950. Later on full exemption from 1st April 1951 was granted by a subsequent Notification No. Fl. 8683—S.T. 42-50-2, dated 13th February 1951.

(5) In Rules 20, 21 and 24 of the Rules under the Act necessary amendments regarding maintenance of accounts, etc., by the retail dealers were made by Notification No. Fl. 9200—S.T. 32-50-4, dated 19th March 1951.